

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.3949/2003 WITH APPEAL NO.1140/2003

Office notes, office Memoranda Court's or Judge's orders.
of Coram, appearance, Court's
orders or directions and
Registrar's orders.

Mr.P.S.Hingorani, APP. for the State.
Mr.Vivek Katekar for the Resp.No.6.

CORAM : R.S. MOHITE, J.
DATED : 13/2/2006.

P.C.

1. This is an application for condonation of 60 days delay in filing the appeal. For the reasons which are mentioned in the application and which are accepted, delay is condoned. Application is disposed off.

Cri. Appeal No.1140/2003

1. Heard A.P.P.

2. This is an appeal filed by the

State impugning a judgment and order dated 22.4.2003 passed by the J.M.F.C. Vita, Dist. Sangli acquitting the accused for an offence punishable under Section 457 and 380 of the I.P.C. On perusal of the impugned judgment and order, it can be seen that the same has been passed on cogent and acceptable reasons. There is no direct evidence against the accused. The accused are said to have stolen an amount of Rs.11000/- from the shop of the complainant on 7.5.2002. The recovery of cash amount of Rs.500/- was made. The panch witnesses to the recovery admitted that they were panchas in several prohibition cases. In the circumstances, leave is refused and consequently, the appeal stands dismissed.

(R. S. MOHITE, J.)